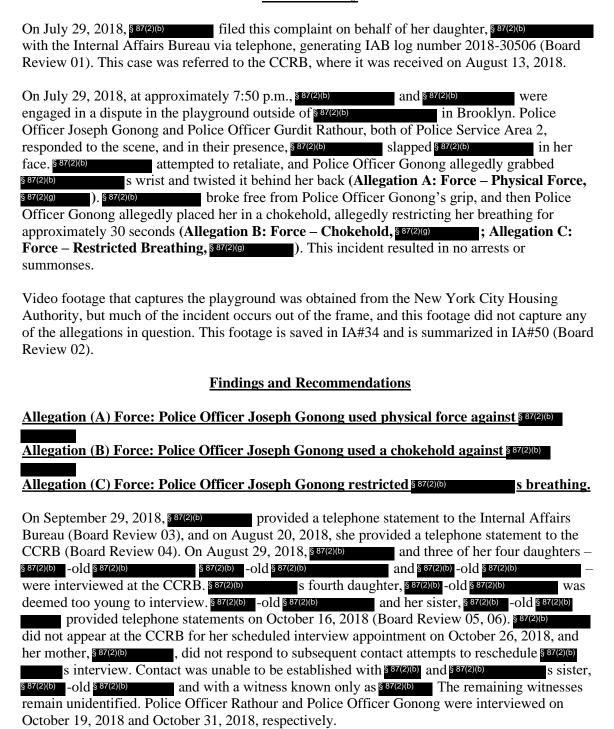
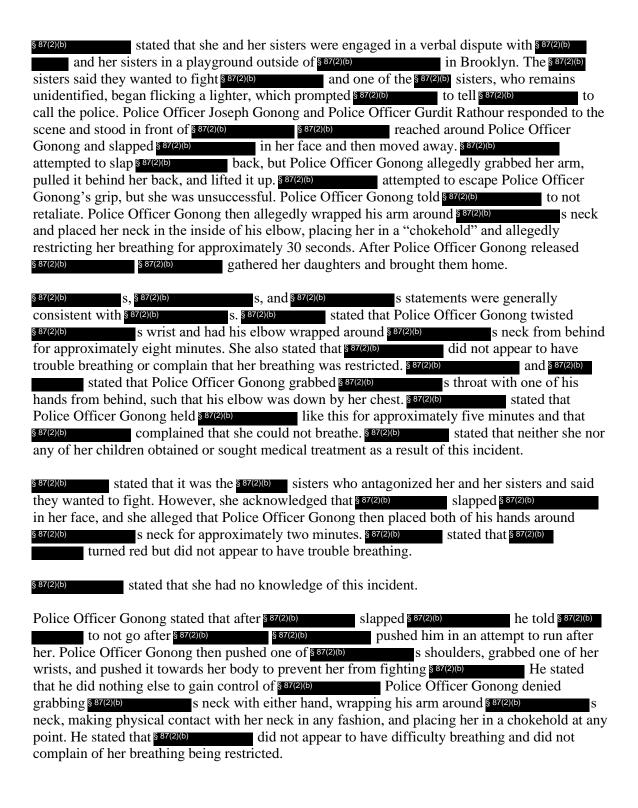
CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:	CCRB Case #:	Ø	Force		Discourt.	☐ U.S.
Jean Paul Lozada		APU	201806618		Abuse		O.L.	☐ Injury
Incident Date(s)		Location of Incident:		P	recinct:	18	Mo. SOL	EO SOL
Sunday, 07/29/2018 7:50 PM		§ 87(2)(b)			73	1/	/29/2020	1/29/2020
Date/Time CV Reported		CV Reported At:	How CV Reported:	Date/Time Received at CCRB			RB	
Sun, 07/29/2018 10:15 PM		IAB	Phone		Mon, 08/1	3/201	8 10:57 AN	М
Complainant/Victim	Type	Home Addre	ess					
Witness(es)		Home Addre	ess					_
Subject Officer(s)	Shield	TaxID	Command					
1. POM Joseph Gonong	24373	963050	PSA 2					
Witness Officer(s)	Shield N	lo Tax No	Cmd Name					
1. POM Gurdit Rathour	26077	965448	PSA 2					
Officer(s)	Allegatio	on			Inve	stiga	tor Recon	nmendation
A.POM Joseph Gonong	Force: Poagainst §	Force: Police Officer Joseph Gonong used physical force against \$87(2)(b)						
B.POM Joseph Gonong	Force: Poagainst §	Force: Police Officer Joseph Gonong used a chokehold against § 87(2)(b)						
C.POM Joseph Gonong	Force: Police Officer Joseph Gonong restricted \$87(2)(b) s breathing							

Case Summary



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In his Threat, Resistance, and Injury Report (Board Review 07), Police Officer Gonong wrote that he pushed \$87(2)(b) switch a wrist to prevent her from fighting with another civilian. Police Officer Gonong did not indicate on this document that he used any other force. Police Officer Rathour's statement was generally consistent with Police Officer Gonong's, but Police Officer Rathour noted that he did not recall seeing Police Officer Gonong make any physical contact with \$87(2)(6) at any point. Patrol Guide Procedure 221-01 (Board Review 08) states that officers "will use only the reasonable force necessary to gain control or custody of a subject," and, "In determining whether the use of force is reasonable, [officers] shall consider... actions taken by the subject... [and the] immediacy of the perceived threat or harm to the subject, [officers], and/or bystanders." Patrol Guide Procedure 221-01 defines a chokehold as "any pressure to the throat or windpipe, which may prevent or hinder breathing or reduce intake of air," and states, "[officers] SHALL NOT use a chokehold." **Allegations Not Pleaded** alleged that after Police Officer Gonong let go of § 87(2)(b) he told her to stop or she would be arrested. § 87(2)(9) **Civilian and Officer CCRB Histories** • This is the first CCRB complaint to which §87(2)(b) or §87(2)(b) has been a party (Board Review 09). • Police Officer Joseph Gonong has been a member-of-service for one year and this is the first

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CCRB complaint to which he has been a subject (Board Review 10).

Mediation, Civil and Criminal Histories

- This complaint was not suitable for mediation.
- As of November 16, 2018, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards to this complaint (Board Review 11).

_	o the Office of Court Admir ory of convictions in New Y	nistration (OCA), §87(2)(b) and York City (Board Review 12).	§ 87(2)(b)
Squad No.:)2		
Investigator: _	Signature	Print Title & Name	Date
Squad Leader: _	Signature	Print Title & Name	Date
Reviewer: _	Signature	Print Title & Name	 Date

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